

PTO/SB/21 (02-04)

Approved for use through 07/31/2008, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/941,132	RECEIVED CENTRAL FAX CENTER MAR 18 2004 OFFICIAL
	Filing Date	08/27/2001	
	First Named Inventor	Jessica Ash Warring	
	Art Unit	2837	
	Examiner Name	Kimberly Lockett	
Total Number of Pages In This Submission	9	Attorney Docket Number	103.08

ENCLOSURES (Check all that apply)	
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____ <div style="border: 1px solid black; padding: 5px; min-height: 100px;"> Remarks </div>
<div style="border: 1px solid black; padding: 5px;"> <input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): </div>	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Daniel P. Maguire
Signature	<i>Daniel P. Maguire</i>
Date	March 18, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. <i>faxed to 703 872 9306</i>			
Typed or printed name		Daniel P. Maguire	
Signature <i>Daniel P. Maguire</i>		Date	March 18, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1460.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED
CENTRAL FAX CENTER**

MAR 18 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jessica Ash Warring)
Application No.: 09/941,132)
Filed: August 27, 2001)
For: Ear Coupler)

Date: March 18, 2004
Group Art Unit: 2837
Examiner: Kimberly Lockett
Attorney Ref. No.: 103.08

OFFICIAL*Response to Office Action with Amendments*

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir or Madam:

The applicant respectfully responds to the office action issued on February 13, 2004 with the following remarks and amendments.

The February 13th office action allowed claims 1 - 14 and 24 - 33, rejected claims 17 - 19, and objected to claims 20 - 23.

In response, the applicant has canceled claims 17 - 19, without prejudice.

As to claims 20 - 23, the examiner objected to these claims as dependent on a rejected base claim, but indicated that they would be allowable if re-written so as to remove the improper dependency. The applicant has now done so, and thus these claims are also allowable.

Thus, all pending claims are now allowable, and the applicant respectfully requests that a Notice of Allowance be promptly issued.